



Brian R. Leahy  
Director

Edmund G. Brown Jr.  
Governor

California Notice 2018-13

TO: Pesticide Product Registrants and Other Stakeholders

SUBJECT: COPPER-BASED ANTIFOULING PAINT AND COATING RESTRICTIONS

Effective January 1, 2018, the Department of Pesticide Regulation (DPR) adopted Title 3 of the California Code of Regulations (3 CCR) section 6190, entitled “Copper-based Antifouling Paints and Coatings.” Among other provisions, 3 CCR section 6190 establishes, effective July 1, 2018:

- DPR will not approve applications for pesticide registration of copper-based antifouling paints or coatings for use in California on recreational vessels that exceeds the adjusted daily mean copper release rate of 9.5 micrograms per square centimeter per day.
- Any copper-based antifouling paint or coating pesticide product currently registered for use in California on recreational vessels that exceeds the adjusted daily mean copper release rate of 9.5 micrograms per square centimeter per day, as determined by the Director, **will be subject to cancellation pursuant to Food and Agricultural Code section 12825.**

In January 2018, DPR individually informed all registrants with copper-based antifouling paint and coating pesticide products that exceed the maximum release rate, of their options for compliance and the approaching deadline. Over 90 currently registered copper-based antifouling paints and coatings are in compliance with the maximum release rate.

DPR is in the process of reviewing all currently registered copper-based antifouling paints and coatings to determine which products are subject to cancellation as of July 1, 2018. Following this review, **DPR will initiate proceedings to cancel the registrations of all non-compliant copper-based antifouling paint and coating pesticide products**, regardless of whether the registrant has submitted data for DPR’s review.



For more information regarding DPR's Reevaluation Program, please visit DPR's Web site at <<https://www.cdpr.ca.gov/docs/registration/reevaluation/reevals.htm>> or contact Environmental Scientist, Ms. Brenna McNabb at <[Brenna.McNabb@cdpr.ca.gov](mailto:Brenna.McNabb@cdpr.ca.gov)> or by telephone at 916-445-0179.

*Original signed by Ann M. Prichard*

Ann M. Prichard, Chief  
Pesticide Registration Branch  
916-324-3931

*June 29, 2018*

Date

cc: Ms. Pam Wofford, DPR Environmental Monitoring Branch Chief  
Ms. Brenna McNabb, DPR Environmental Scientist

bcc: Mr. Nan Singhasemanon, DPR Environmental Program Manager  
Ms. Aniela Burant, DPR Environmental Scientist